

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	ROGER RICHTER, et al.	Examiner:	HOLDER, A.
Appl. No.:	10/804,480	Art Unit:	2621
Filed:	March 19, 2004	Confirmation No.:	7259
		Atty Docket No.:	232310-5 US

VIA EFS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) AND
REPLY TO FINAL OFFICE ACTION UNDER 37 C.F.R. 1.116

This is responsive to the Final Office Action dated February 5, 2009, to which a reply is due without extension by May 5, 2009.

Because the Final Office Action includes a new ground of rejection and a new cited reference, the application is not yet in condition for appeal. Applicant has therefore elected to file a Request for Continued Examination (RCE) to continue prosecution of the above-identified case and address the Previously Presented ground of rejection. Claim 64 is amended for solely for clarity and form – not for patentability. Accordingly, Applicant's decision to forego appeal at this time and to amend Claim 64 to correct punctuation and antecedent basis is not to be viewed as creating a presumption of prosecution history estoppel. This RCE and Reply to the above-referenced Final Office Action are Applicant's submission pursuant to 37 C.F.R. §1.114.

Please charge deposit account 09-0470 in the amount of \$810 as payment of the RCE fee. Any deficiency or overpayment should be charged or credited to the above numbered deposit account, with reference to the above-referenced attorney docket number.

Please reconsider the above-identified patent application as noted herein.

Amendments to the Claims begin on page 2.

Remarks begin on page 38.